

AMENDMENTS TO LB 686

Introduced by Health and Human Services

1 1. Strike the original sections and insert the following
2 new sections:

3 Section 1. Section 38-3321, Revised Statutes Cumulative
4 Supplement, 2010, is amended to read:

5 38-3321 No person may practice veterinary medicine and
6 surgery in the state who is not a licensed veterinarian, no
7 person may perform delegated animal health care tasks in the
8 state who is not a licensed veterinary technician or an unlicensed
9 assistant performing such tasks within the limits established under
10 subdivision (2) of section 38-3326, and no person may perform
11 health care therapy on animals in the state who is not a licensed
12 animal therapist. The Veterinary Medicine and Surgery Practice Act
13 shall not be construed to prohibit:

14 (1) An employee of the federal, state, or local
15 government from performing his or her official duties;

16 (2) A person who is a student in a veterinary school from
17 performing duties or actions assigned by his or her instructors
18 or from working under the direct supervision of a licensed
19 veterinarian;

20 (3) A person who is a student in an approved veterinary
21 technician program from performing duties or actions assigned by
22 his or her instructors or from working under the direct supervision
23 of a licensed veterinarian or a licensed veterinary technician;

1 (4) Any merchant or manufacturer from selling feed or
2 feeds whether medicated or nonmedicated;

3 (5) A veterinarian regularly licensed in another state
4 from consulting with a licensed veterinarian in this state;

5 (6) Any merchant or manufacturer from selling from his or
6 her established place of business medicines, appliances, or other
7 products used in the prevention or treatment of animal diseases
8 or any merchant or manufacturer's representative from conducting
9 educational meetings to explain the use of his or her products or
10 from investigating and advising on problems developing from the use
11 of his or her products;

12 (7) An owner of livestock or a bona fide farm or ranch
13 employee from performing any act of vaccination, surgery, pregnancy
14 testing, or the administration of drugs in the treatment of
15 domestic animals under his or her custody or ownership nor the
16 exchange of services between persons or bona fide employees who are
17 principally farm or ranch operators or employees in the performance
18 of these acts;

19 (8) A member of the faculty of a veterinary school
20 or veterinary science department from performing his or her
21 regular functions, or a person lecturing or giving instructions
22 or demonstrations at a veterinary school or veterinary science
23 department or in connection with a continuing competency activity;

24 (9) Any person from selling or applying any pesticide,
25 insecticide, or herbicide;

26 (10) Any person from engaging in bona fide scientific
27 research which reasonably requires experimentation involving

1 animals;

2 (11) Any person from treating or in any manner caring for
3 domestic chickens, turkeys, or waterfowl, which are specifically
4 exempted from the Veterinary Medicine and Surgery Practice Act;

5 (12) Any person from performing dehorning or castrating
6 livestock, not to include equidae.

7 For purposes of the Veterinary Medicine and Surgery
8 Practice Act, castration shall be limited to the removal or
9 destruction of male testes; ~~ex~~

10 (13) Any person who holds a valid credential in the
11 State of Nebraska in a health care profession or occupation
12 regulated under the Uniform Credentialing Act from consulting with
13 a licensed veterinarian or performing collaborative animal health
14 care tasks on an animal under the care of such veterinarian if all
15 such tasks are performed under the immediate supervision of such
16 veterinarian;:-

17 (14) A person from performing a retrievable
18 transplantation of embryos on bovine, including recovering,
19 freezing, and transferring embryos on bovine, if the procedure is
20 being performed by a person who (a) holds a master's degree with an
21 emphasis in reproductive physiology from an accredited college or
22 university, (b) performs the procedure under indirect supervision
23 of a licensed veterinarian in this state, and (c) has and can show
24 proof of valid professional liability insurance; or

25 (15) A person from performing a retrievable
26 transplantation of embryos on bovine, including recovering,
27 freezing, and transferring embryos on bovine, if the procedure is

1 being performed by a person who (a) holds a doctorate degree with
2 an emphasis in reproductive physiology from an accredited college
3 or university and (b) has and can show proof of valid professional
4 liability insurance.

5 Sec. 2. Original section 38-3321, Revised Statutes
6 Cumulative Supplement, 2010, is repealed.